

BANK PAYS \$500 TO WRIGHT AS A FEE

Witnesses Tell Congressional Probers Jurist Saved Much Money for Concern.

(Continued from First Page.)

The board of directors appropriating \$500 to the services of Judge Wright, the bank's transactions with the Bureau of National Literature and Art, and the fact that Wright was not a member of the board of directors of the bank prior to the adoption of the resolution appropriating the payment of that \$500 to Judge Wright.

There was discussion between two of them. That is between Mr. Karkick and Mr. Baker.

"Which Mr. Baker?"

"I heard these discussions?"

"I was present at some of them."

"State what was said at those times when you were present."

Says Propriety Was Discussed.

It was suggested that Judge Wright had been paid a certain compensation for his services and the question of the amount was brought up and it was decided that \$500 would be the amount asked for from the board.

Then the question of the propriety of the payment of the \$500 to Judge Wright was taken up and it was suggested that we consult with Charles A. Douglas, president, James M. Baker, C. B. Berryman, William D. Berry, James K. Fraser, W. T. Davis, and Conrad H. Syme.

Conrad H. Syme, now Corporation Counsel and then attorney for the bank, went on the propriety of the payment of the \$500 to Judge Wright.

That was simply as to the amount.

"But the question was not raised as to whether something should be paid?"

"No, that question was not raised."

"Now, in discussing the question of propriety of the payment, what was said?"

"The fact that Judge Wright was a judge on the District bench was brought up and it was decided that they decided to consult with counsel."

"What was the nature of the question?"

"Merely the propriety of Judge Wright's receiving any compensation or his services inasmuch as he was not a member of the board."

"You mean legal propriety?"

"No, I don't think legal propriety was ever brought in."

Statute Not Mentioned.

"And was it mentioned at any of these conversations that we were statute which covered the matter of a judge taking fees?"

"Not to my knowledge," replied Mr. Syme.

every night, frequently in the afternoon also.

"If you present at these meetings?"

"I was present at most of them."

"What was the principal question discussed at these meetings?"

"The main question discussed was how to protect the bank from losing in this particular crisis."

"Were those meetings before or after Judge Wright was a member of the organization?"

"He was present at two of the meetings."

Slabaugh Next Witness.

At the afternoon session George E. Slabaugh, former cashier of the United States Savings Bank, testified regarding the settlement between the bank and the National Bureau of Literature and Art in which Judge Wright took a part.

He said that Mr. Karkick was originally suggested as the bank's representative, but that James M. Baker, a director, said that Karkick "was not diplomatic enough, and Judge Wright was selected."

Slabaugh said he did not recall any occasion upon which Judge Wright, while a director, had given legal advice or acted as counsel for the bank.

"It seemed to me," he said, "that Judge Wright's services were similar to those of the members of the executive committee."

Congressman Nelson asked if Judge Wright's services in settling the claim between the bank and the bureau represented legal services or the services of a bank official.

"That was an opinion on my part," said Slabaugh, "but the services appeared to me to be of a business character."

The witness said he did not think the bank received preferential treatment in its negotiations with the bankrupt United States Savings Bank.

Cashier Wilbur H. Zepp, recalled to the stand today, testified that the directors present at the meeting were James M. Baker, C. B. Berryman, William D. Berry, James K. Fraser, W. T. Davis, and Conrad H. Syme.

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members of the executive committee had ranged from \$10 to \$10 per meeting during the last few years. Now it is \$5 for one meeting a week.

William M. Davis, another director, was called and testified he was present at the board meeting in question.

"What discussion led up to the resolution?" asked Chairman McCoy.

"I think Mr. Baker introduced a resolution and said this business would have to be attended to and he thought Judge Wright would be the best man, as he was familiar with the affairs and was a good attorney and moved that we allow him \$500."

"Was that before the services were rendered?"

"Yes, before."

(Mr. Penny, recalled later, said it was "after" the services, the two directors disagreeing on this point.)

"Was any objection made in the meeting to the resolution?" asked Chairman McCoy.

"I think I questioned it," said Mr. Davis. "I wanted to know if we would have to pay any other fee, and Baker said this would straighten out everything."

"Did you say 'I questioned it'?"

"I don't know; I think he was. I think Mr. Roper was there also."

He Didn't Know.

"Did you at that time know whether Judge Wright represented on the organization committee of the bureau?"

"I knew nothing about it."

"You say this resolution was passed before the services were rendered?"

"Yes, the services were to be rendered."

"Was there talk of whether Judge Wright would be a better man than the others?"

"Yes, they thought he was more familiar with the business and was a good attorney."

"What basis did you fix the amount of \$500 before the services were rendered?"

"That was the amount asked for by Mr. Baker, acting as attorney for Judge Wright in the matter."

"What was the basis of Judge Wright's attorney?"

"Well, I don't know," said Mr. Davis. "He asked for it. Said Judge Wright asked for it."

"Said that Judge Wright asked for it?"

"Well, Baker asked for it for Judge Wright."

Was Not Positive.

"Then you are not positive the request came from Judge Wright?"

time the payment of the \$500 fee to Judge Wright was before the board, he had advised the board that he thought the payment of the fee a proper one.

Mr. Syme answered that he had passed upon this payment on the basis of a business deal, and had advised that it be made.

"Did you use the word proper in the sense of whether it was proper for the bank to pay, or Judge Wright to receive the fee?" asked Congressman Nelson.

Mr. Syme replied that he used the word proper.

Letters Which Figure In Fee to Judge Wright

The letters written by Mr. Syme to James L. Karkick, president of the bank, and by Mr. Douglas to Mr. Syme, were put into the record. They are:

Letter written by Conrad H. Syme to James L. Karkick, December 7, 1910.

Replying to your favor of December 7, 1910, I have to advise you as one of the counsel for the bank that I am more or less acquainted with the able and successful work of Judge Wright, performed in regard to the Bureau of National Literature and Art, and that I have learned I think Judge Wright should be paid at least \$500 and that this payment can legally and properly be made. Had the matter been referred to counsel for the bank, I think it would have been more efficiently handled and their minimum fee would surely have been the \$500.

"What was the basis of Judge Wright's attorney?"

"Well, I don't know," said Mr. Davis. "He asked for it. Said Judge Wright asked for it."

"Said that Judge Wright asked for it?"

"Well, Baker asked for it for Judge Wright."

Was Not Positive.

"Then you are not positive the request came from Judge Wright?"

"I am not positive. I was under the impression that Judge Wright was asked the amount, and that Mr. Baker asked for him."

"Did you question the legality of giving the fee to Judge Wright?"

"All I asked was if there would be more fees, and Baker said this was the fee he would have to pay."

The witness said he had always been friendly with Judge Wright.

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"Did you question the legality of giving the fee to Judge Wright?"

FRANK DENIED NEW TRIAL, COUNSEL NOTES 'APPEAL'

ATLANTA, Ga., May 6.—Leo M. Frank, charged with murdering Mary Phagan, factory girl, was today denied a new trial by Judge Hill. A second appeal to the State supreme court, was immediately noted by Frank's counsel. Judge Hill will sign the bill of exceptions granting the appeal.

The decision to refuse a new trial to Frank was indicated early by Judge Hill, when he dispensed with arguments by the prosecution. He said that any word from Solicitor Dorsey was unnecessary, but that attorneys for the defense could argue extensively.

ENGLISH POLO CHALLENGERS DEFEATED.

LONDON, May 6.—A picked four from among club players today defeated the English polo team, which is to meet the Americans next month in matches for the International Cup, by a score of 9 to 6. The picked team was composed of Buckmaster, Grenfell, Lord Wodehouse, and Captain Cheape. They piled up a score of 7 goals to 3, and then played in easy fashion until the finish.

IMPALED ON FENCE, DIPLOMAT'S WIFE DIES.

NEW YORK, May 6.—Impaled and dying, Mrs. Louise Echegaray, twenty-nine years old, and wife of President Huerta's minister to Costa Rica, was found here early today hanging on an iron fence below her window in front of the Fairholm apartments, 503 West 121st street. The woman was removed to the Knickerbocker Hospital, where she died a few minutes after being received.

BRITISH SHIPS AT VERA CRUZ SALUTED.

VERA CRUZ, May 6.—American as well as British war vessels in the harbor here "dressed ship" today in celebration of the fourth anniversary of King George's accession to the throne. Brigadier General Funston lunched with Rear Admiral Cradock, aboard the British flagship Essex. At noon highest honors were paid the British navy. At that time all warships in the harbor simultaneously saluted the Essex with twenty-one guns.

REBELS FIRE ON FEDERAL GUNBOAT.

Admiral Howard's daily West coast report, from Mazatlan, reported that the constitutionalists, entrenched on Piedra Island, fired all day yesterday with rifles and field guns on the Mexican federal gunboat Morelos, lying in the harbor. The federals answered the fire from batteries on shore.

NEW YORK/APPEALS FOR THAW EXTRADITION.

CONCORD, N. H., May 6.—The appeal of the State of New York in the Harry K. Thaw extradition case, charging him with conspiracy in escaping from the Matteawan Hospital for the Criminal Insane, will be filed in the United States district court Friday. Judge Aldrich recently denied Jerome's plea for extradition.

SINCLAIRS TRY TO SEE WM. ROCKEFELLER.

NEW YORK, May 6.—Upton Sinclair and Mrs. Sinclair called at the office of William Rockefeller today, hoping to tell him of the mine strike conditions in Colorado. They sent in their cards, and were informed that Rockefeller was out of town. They then left the building.

AVIATOR KILLED IN 1,500-FOOT FALL.

TANGIERS, May 6.—Lieutenant Lague was instantly killed today when his aeroplane capsized and dashed to the ground from a height of 1,500 feet near Ito. Bonnerau, a private, who is Lague's mechanic, escaped with a scratch on the arm.

MEXICAN PRISONERS NOW IN NEW QUARTERS.

The Secretary of War today announced that the 2,179 Mexican prisoners who were ordered transferred from the Texas border to Fort Wingate, New Mexico, have arrived at their destination.

NEW JERSEY SELECTS BISHOP BRENTON.

TRENTON, N. J., May 6.—Bishop Charles Brenton, of the Philippines, was this afternoon elected unanimously as head of the Episcopal diocese of New Jersey. Four ballots were taken.

Today's Results. In Stock Market

Published exclusively for the 250 Edition of The Times by Hamilton & Co.

Thirty railroad and industrial stocks closed:

Average price yesterday 99.4
Average price today 99.4
Average a week ago 99.4
Average a month ago 99.4
Average a year ago 99.4

"Acid" stomachs are dangerous because acid irritates and inflames the delicate lining of the stomach, thus hindering and preventing the proper action of the stomach, and leading to probably nine-tenths of the cases of stomach trouble from which people suffer. Ordinary medicines and medicinal treatments are useless in such cases, for they leave the source of the trouble, the acid in the stomach, as dangerous as ever. The acid must be neutralized, and its formation prevented, and the best thing for this purpose is a teaspoonful of bisphosphoric acid, a simple antacid, taken in a little warm or cold water after eating, which not only neutralizes the acid, but also prevents the fermentation from which acidity is developed. Foods which ordinarily cause greatest distress may be eaten with impunity if the meal is followed with a little bisphosphoric acid, which can be obtained from any drug store, and should always be kept handy.

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FIVE IN JURY BOX FOR BECKER TRIAL

Questions of Counsel Indicate Former Police Officer Will Not Go on Stand.

NEW YORK, May 6.—That Charles Becker, former lieutenant of police, will not take the stand in his second trial for the murder of Herman Rosenthal, was indicated this afternoon through questions put by Becker's attorneys to the foremen in Justice Seabury's court, where a jury is being chosen.

Five jurors had been obtained when the panel of seventy-five talemans drawn for the day was exhausted. They are: F. Meredith Blagden, bond broker, foreman; B. Dalton, advertising man; James W. Faust, real estate dealer; Thomas W. Edwards, chemist; Edward E. Van Zandt, dry goods merchant.

They will be looked up for the night. Tomorrow, additional jurors will be selected from a new panel of seventy-five talemans.

"Would you be prejudiced against the defendant in case he should not take the stand in his own defense," was a question constantly put to talemans by Becker's attorneys. This gave rise to the belief that Becker would not testify without a subpoena.

Throughout the day's proceedings Becker sat impassive. Only now and then did he show interest, then smiling at his wife, who with the exception of a couple of reporters, was the only woman in the courtroom.

No decision has yet been arrived at as to whether there will be night sessions of the case.

DANIELS INTIMATES 'WAR' IS NEAR END

CANTON, Ohio, May 6.—Here today to address a mass meeting of citizens incident to the opening of a campaign to raise \$50,000 for a new Y. M. C. A., Secretary of the Navy Daniels intimated the Mexican situation through press dispatches related to him from the office of the Canton Daily News.

Daniels said he was not in direct touch with Washington, but was intensely interested in the situation as detailed by the day's news.

He declined to discuss the probable outcome of mediation, but intimated he believed the Mexican trouble was about at an end.

RAISE IN SALARIES PROVIDED IN BILL

Chairman Oldfield, of the House Patent Committee, today introduced a bill providing increases in salaries for practically all of the officials and employees of the Patent Office.

The bill proposes that the Commissioner of Patents shall receive \$5,000 instead of \$4,000; that the assistant commissioner shall receive \$3,500 instead of \$3,000; that a new office shall be created known as the "first assistant commissioner," at a salary of \$4,500, and that five chief examiners, instead of three, shall be given salaries of \$3,000 each.

Increases averaging 10 per cent for minor officials and employees of the bureau are recommended in the Oldfield bill.

FINANCIAL

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HOUSE GETS REPORT ON HAN-T-TRUST BILL

Clayton, of Judiciary Committee, Will Ask Special Rule for Early Hearing.

Chairman Clayton, of the House Judiciary Committee, formally presented to the House, today, the report on the administration anti-trust bill which contains an exhaustive analysis of the measure. The bill was made public last week.

Mr. Clayton announced that an attempt would be made to secure from the Rules Committee a special rule for the prompt consideration of the bill. The White House has passed along the word that the trust program is to be pushed.

"The bill is not designed to destroy or hinder business, but to help business and the whole people of the country who are related to or affected by it," says the committee report. "There has been a liberal exchange of views between the committee and those who from a business standpoint, must first adjust themselves to new conditions, and prudent, thoughtful, patriotic men seem to be agreed that the bill, as proposed, will go far to bring about business reform in as few, as slight, and as simple changes as the object sought will admit."

Wilson Names J. F. King An Assistant to Register

President Wilson sent to the Senate this afternoon the nomination of John Floyd King, of the District, to be Assistant Register of the Treasury.

Mr. King was a colonel in the Confederate army. At the close of the war, he went to Louisiana and engaged in the sugar business. He was not a large plantation. He was sent to Congress for four successive terms. He was a member of the House of Representatives, and has been interested in iron companies for the last several years. He is a graduate of the University of Virginia.

The President also named Edward C. Knott, United States attorney for the Southern district of Illinois, and Cooper Stout, marshal of the Eastern Illinois district, and Christopher Cowin, of Greenock, marshal for the Southern district of Alabama.

Several postoffice nominations were made.

Penrose Spends \$1,894 In Senatorial Race

An extremely modest campaign expense account was filed with the Senate today by Senator Boies Penrose of Pennsylvania. It shows he has received no contributions in the present campaign thus far, and has expended up to May 1, \$1,894. Of this more than \$200 was for buttons, and the rest chiefly for publicity and stickers.

Congressman Mitchell Palmer, Democratic candidate, has been more liberal with money than Penrose. His statement shows he has received \$1,000 and has received contributions of about the same amount.

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Interest compounded monthly (twelve times a year), on the 2% accounts and four times a year on the 3% accounts and six times a year on the 4% accounts and interest; so figured that the depositor gets the most out of his money.

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FRANK A. MUNSEY, President.

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